

Message Text

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ACTION IO-13

INFO OCT-01 ADP-00 L-03 IOE-00 CIAE-00 INR-10 NSAE-00

RSC-01 PRS-01 PM-09 NSC-10 SS-15 MBFR-03 GAC-01

ACDA-19 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSR-01

DODE-00 AEC-11 AECE-00 /165 W
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FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 9101

INFO USMISSION USUN NY PRIORITY

C O N F I D E N T I A L GENEVA 2032

E. O. 11652: GDS

TAGS: PFOR, UN

SUBJ: DEFINITION OF AGGRESSION COMMITTEE: MEETING OF SIX

1. BEGIN SUMMARY. AT OUR REQUEST, SPONSORS OF SIX POWER DRAFT MET MAY 1 TO REVIEW LAST YEAR'S WORKING GROUP REPORT (DOCUMENT A/8719, ANNEX 2). DISCUSSION REVEALED WIDE CONSENSUS ON MAJOR ISSUES, ALTHOUGH AUSTRALIA INDICATED WILLINGNESS TO SOFTEN FRIENDLY RELATIONS LANGUAGE ON INDIRECT USE OF FORCE IN ORDER TO ATTAIN COMPROMISE SOLUTION. END SUMMARY.

2. FOLLOWING PARAS KEYED TO SUBDIVISIONS OF WORKING GROUP REPORT.

3. GENERAL DEFINITION. ALL AGREED GENERAL DEFINITION NOW BASICALLY ACCEPTABLE. RE BRACKETED LANGUAGE, CANADIAN REP SAID HE WILLING TO DROP " HOWEVER EXERTED". US AND OTHERS POINTED OUT NECESSITY OF INCLUDING THIS POINT SOMEWHERE IN DEFINITION, AND SAID THIS LANGUAGE SHOULD CLEARLY NOT BE DELETED, AT LEAST UNTIL INDIRECT USE OF FORCE ADEQUATELY COVERED ELSEWHERE (EG IN LIST OF AGGRESSIVE ACTS). CANADA AGREED. UK AND OTHERS EXPRESSED CONFUSION RE RATIONALE FOR INCLUDING " SOVEREIGNTY"

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IN GENERAL DEFINITION, BUT SAW NO VERY SERIOUS PROBLEM
IN ACCEPTING IT IN LAST STAGES IF OTHERWISE ACCEPTABLE
DEFINITION ACHIEVED.

4. ACTS PROPOSED FOR INCLUSION. ALL AGREED LIST OF ACTS
GENERALLY ACCEPTABLE, IF BRACKETED LANGUAGE IN (B) AND
(E) EXCLUDED AND, OF COURSE, IF LANGUAGE ON INDIRECT USE
OF FORCE INCLUDED.

5. INDIRECT USE OF FORCE. AUSTRALIAN REP SAID LAST YEAR'S
6- POWER CONTRIBUTION ON THIS SUBJECT (P. 18 OF REPORT,
PARA 1) MIGHT GO A LITTLE TOO FAR. WHILE AUSTRALIA STILL
WISHED INCLUDE REFERENCE TO INDIRECT USE OF FORCE, HE
BELIEVED COMPROMISE SOLUTION NOT POSSIBLE ON BASIS THIS
LANGUAGE. IN PARTICULAR, HE BELIEVED REFERENCE TO
" ACQUIESCENCE IN ORGANIZED ACTIVITIES" WAS EXCESSIVE,
AND HE SUGGESTED LANGUAGE REFERRING ONLY TO THE " SENDING"
OR " SUPPORT" OF " ARMED BANDS". US, UK AND OTHERS OBJECTED
TO AUSTRALIAN SUGGESTION ON BOTH TACTICAL AND SUBSTANTIVE
GROUNDS. WE POINTED OUT THAT 6- POWER CONTRIBUTION
TAKEN DIRECTLY FROM FRIENDLY RELATIONS DECLARATION
AND THEREFORE REPRESENTED AGREED LANGUAGE. ANY DEVIATION
FROM THIS LANGUAGE WOULD SIMPLY RE- OPEN WHOLE ISSUE
AND MIGHT MAKE AGREEMENT MORE DIFFICULT. WE ALSO STRESSED
OUR VIEW THAT " ACQUIESCENCE" COULD CONSTITUTE AN AGGRESSIVE
ACT, AND THAT LANGUAGE ALONG LINES OF FRIENDLY RELATIONS
DECLARATION APPROPRIATE. AUSTRALIA INDICATED
WILLINGNESS GO ALONG WITH 6- POWER LANGUAGE FOR TIME BEING,
BUT HE RESERVED HIS POSITION IF THIS SHOULD PROVE TO BE
A MAJOR OBSTACLE TO AGREEMENT.

6. LEGAL USES OF FORCE. GROUP DISCUSSED VARIOUS POSSIBLE
MEANS OF SAFEGUARDING RIGHT OF SELF- DEFENSE AND OTHER LEGAL
USES OF FORCE. GROUP AGREED THAT A FRIENDLY RELATIONS- TYPE
SAVINGS CLAUSE WAS THE ESSENTIAL MINIMUM (PREFERABLY
IMMEDIATELY FOLLOWING THE LIST OF AGGRESSIVE ACTS), AND
THAT FURTHER, MORE SPECIFIC ELABORATION OF LEGAL USES OF
FORCE MIGHT ALSO BE NECESSARY.

7. PRIORITY AND AGGRESSIVE INTENT. IN BRIEF DISCUSSION
THESE SUBJECTS, GROUP AGREED A SATISFACTORY METHOD OF
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DEALING WITH THEM COULD READILY BE FOUND ONCE BASIC
ISSUES OF LIST OF ACTS AND LEGAL USES OF FORCE RESOLVED.
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